



BOARD OF COUNTY COMMISSIONERS SHELBY COUNTY, TENNESSEE

AGENDA

Monday, December 08, 2008

Commissioner Deidre Malone, Chairman
Commissioner Joyce Avery, Chairman Pro Tempore
Commissioner Henri E. Brooks
Commissioner Wyatt Bunker
Commissioner Mike Carpenter
Commissioner Sidney Chism
Commissioner George Flinn

Commissioner Joe Ford
Commissioner J.W. Gibson II
Commissioner James Harvey
Commissioner David Lillard
Commissioner Steve Mulroy
Commissioner Mike Ritz

12/8/2008 9:43 AM

1:30 PM

COMMISSION CONVENES

CALL TO ORDER

Chairman Deidre Malone

OPENING OF THE COMMISSION

Deputy Sheriff

INVOCATION

Reverend Corey D. Johnson
Bethlehem Missionary Baptist Church
Director of Spiritual Care, Le Bonheur
Children's Medical Center

PLEDGE OF ALLEGIANCE

ROLL CALL

Approval of Minutes of Previous Session
October 6, 2008

CONSENT AGENDA

Resolutions of Memorial, Sympathy and Commendation

1. Resolution to celebrate the life of Mr. Craig Robbins, and to express the deepest sympathy of Shelby County Government for his untimely passing. Co-sponsored by Commissioner Mike Carpenter, Commissioner Wyatt Bunker, and Chairman Deidre Malone.
2. Resolution celebrating the life of Mr. Charles Leon Harrison, Sr. and expressing the deepest sympathy of Shelby County Government for his passing. Sponsored by Chairman Deidre Malone.

Ordinances

RITZ
Chairman, Land Use
Committee

3. ORDINANCE - SECOND READING - A Joint Ordinance amending the Memphis and Shelby County Zoning Ordinance-Regulations adopted by the Shelby County Board of Commissioners on October 6, 1980, and by the Council of the City of Memphis on October 7, 1980, being Resolution and Ordinance No. 3064, as amended, so as to make certain changes therein as follows: Amend Appendix A, Zoning, Section 2 to add new definitions for financial services, title loan establishment and payday loan establishment. Amend Chart 1 by adding new use categories and use standards for pay day loan and title loan establishments. ZTA No. 08-001CC. Sponsored by Commissioner Carpenter. (AMENDED IN COMMITTEE 12/3/08)

RITZ

Chairman, Land Use
Committee

4. ORDINANCE - FIRST READING - A joint ordinance by the Council of the City of Memphis and by the Shelby County Board of Commissioners adopting the 2003 edition of the International Code Council Residential Building Code and providing for its implementation by amendment to the Memphis and Shelby County Building Code and to establish an effective date. Sponsored by Commissioner Ritz.

Zoning and Subdivisions

**Reports and/or Resolutions for Standing
Committees**

RITZ

Acting Chairman,
Budget Committee

5. Resolution to approve a contract for the purchase of computer network components from Coleman Technologies, Inc. for the purpose of current technology network upgrades and enhancements to support long-term maintenance and emerging initiatives. This resolution requires expenditure of funds in the amount of \$818,248.20 from FY2008-2009 Capital Improvement Project 909-101714-7024, Computer Equipment. Sponsored by Commissioner J.W. Gibson, II.

RITZ

Acting Chairman,
Budget Committee

6. Resolution authorizing the County Mayor to negotiate and sell a property located at 2476 Central Avenue to Christian Brothers University. Sponsored by Commissioner J. W. Gibson, II. (WITHDRAWN IN COMMITTEE 12/3/08)

BUNKER

Chairman, Public
Works Committee

7. Resolution approving a lease agreement with Deline Farms Partnership as approved by the Board of Commissioners of the Memphis and Shelby County Port Commission on October 16, 2008. Sponsored by Commissioner Wyatt Bunker.

CHISM

Chairman, Law
Enforcement
Committee

8. Resolution amending the FY 2009 Operating Budget for a grant from the Shelby County 9-1-1 District in the amount of \$150,000.00 for the purpose of providing a generator for the Shelby County Sheriff's Office Communications Center located at 1075 Mullins Station Road and this item requires the expenditure of Shelby County 9-1-1 District Grant Funds in the amount of \$150,000.00. Sponsored by Commissioner Sidney Chism. (ADD-ON IN COMMITTEE 12/3/08)

LILLARD

Chairman, Community
Services Committee

9. A resolution amending the FY'09 Operating Budget of the Head Start Program and amending the personnel Complement. Sponsored by Commissioner David Lillard. (DEFERRED TO 12/22/08)

LILLARD

Chairman, Community
Services Committee

10. A resolution approving the additional appropriation of funds in the amount of \$59,600.00 as a ten-percent (10%) contingency fund for the renovation of approximately 13,500 sq. ft. of Shelby County Head Start interior demolition & remodeling. This item requires expenditure of Federal Grant Funds in the amount of \$59,600.00. Sponsored by Commissioner David Lillard. (ADD-ON IN COMMITTEE 12/3/08)

CARPENTER

Chairman,
Conservation
Committee

11. Resolution to Approve Operation And Management Agreement Between Shelby County Government and Agricenter International, Incorporated for the Operation and Maintenance of Shelby Farms Show Place Arena. Sponsored By Commissioner Mike Carpenter.

FORD

Chairman, General
Government
Committee

12. A Resolution approving a contract amendment with CorVel Corporation for the review of medical bills for on-the-job injuries to determine whether costs are appropriate and whether savings for the County can be realized. Payment for these services will be based on a percentage of savings to the County. Sponsored by Commissioner Joe Ford.

MULROY

Chairman, Core City
Committee

13. [Resolution approving the transfer of title of one parcel of Homestead Program property pursuant to Tennessee Code Annotated 7-66-111 and Resolution #24 adopted by the Shelby County Board of Commissioners October 7, 1985 authorizing the implementation of the Shelby County Homestead Program. Sponsored by Commissioner Steve Mulroy.](#)

MULROY

Chairman, Core City
Committee

14. [Resolution approving the transfer of title of one hundred forty parcels of Homestead Program Property pursuant to the Tennessee Code Annotated 7-66-101 to 7-66-111 and Resolution #24 adopted by the Shelby County Board of Commissioners October 7, 1985 authorizing the implementation of the Shelby County Homestead Program. Sponsored by Commissioner Steve Mulroy. \(DEFERRED TO 12/22/08\)](#)

FLINN

Chairman, Delinquent
Tax Property
Committee

15. [Resolution approving the conveyance of one \(1\) county owned Delinquent Tax Parcel, acquired from Shelby County Trustee Tax Sale No. 83.1, to the State Of Tennessee, for nominal consideration, pursuant to T.C.A. §67-5-2509\(D\) and authorizing the Shelby County Mayor to execute a Quit Claim Deed.](#) Sponsored By Commissioner George S. Flinn, Jr.

R E G U L A R A G E N D A**Elections, Appointments, and Confirmations****FORD**

Chairman, General
Government
Committee

16. [Resolution approving the County Mayor's nomination of James A. Hutchison, Pamela D. Beasley, Richard D. Phillips, Sr., Warren C. Funk, Tonya M. Meeks, and Alycia Carter Peoples for appointment to the Shelby County Conservation Board. Sponsored by Commissioner Joe Ford.](#)

FORD

Chairman, General
Government
Committee

17. [Resolution approving the County Mayor's nomination of Carter Hord and Ralph Richardson for reappointment to the Memphis and Shelby County Building Code Board. Sponsored by Commissioner Joe Ford.](#)

FORD

Chairman, General
Government
Committee

18. [Resolution approving the County Mayor's nomination of Lee Askew III, Gene Holcomb, Joel Kimbrough, Morris Ray and Darrell Thomas for reappointment and Brenda Hardy and Steven E. Priddy for appointment to the Shelby County Healthcare Corporation. Sponsored by Commissioner Joe Ford.](#)

Ordinances**Zoning and Subdivisions****Reports and/or Resolutions for Standing Committees****BROOKS**

Chairman, Education
Committee

19. [Resolution to clarify the intent of the Board of County Commissioners setting the 2008 tax rate as it relates to education funding and stating its intent for next year's tax rate. Sponsored by Chairman Deidre Malone. \(APPROVED IN COMMITTEE 11/19/08\)](#)

BUNKER

Chairman, Public
Works Committee

20. [Resolution to Approve Amendment to a Long Term Land Lease, Development and Use Agreement between Shelby County and the Shelby County 911 Emergency Communications Board to reduce the amount of land leased from 15.00 acres to 5.00 acres. Sponsored by Commissioner Wyatt Bunker. \(WITHDRAWN IN COMMITTEE 12/3/08\)](#)

CHISM

Chairman, Law
Enforcement
Committee

21. [Resolution to strongly encourage the Sheriff to allow for the distribution of condoms to inmates at the Shelby County Jail for the purpose of preventing the spread of the HIV/AIDS virus. Sponsored by Commissioner Henri E. Brooks. \(FAILED IN COMMITTEE 12/3/08\)](#)

BROOKS

Chairman, Legislative
Committee

22. [Resolution by the Board of Commissioners of Shelby County, Tennessee, requesting the members of the Tennessee General Assembly to support legislation amending Tennessee Code Annotated, Title 67, Chapter 5, Section 2509\(d\) relative to conveying properties to adjoining property owners. Sponsored by Commissioner Henri Brooks.](#)

BROOKS

Chairman, Legislative
Committee

23. [Resolution by the Board of Commissioners of Shelby County, Tennessee, requesting the members of the Tennessee General Assembly to support legislation amending Tennessee Code Annotated, Title 67, Chapter 5, Section 2509\(d\)\(4\) relative to gifting properties to nonprofit community development organizations. Sponsored by Commissioner Henri Brooks. \(AMENDED IN COMMITTEE 12/3/08\)](#)

Announcements/Statements

Adjournment

24. Resolution of adjournment to Monday, December 22, 2008 at 1:30 p.m.